

**NOTICE.**

Our SODA FOUNTAIN is open in FULL BLAST, ready for the approaching hot weather. SODA WATER, ICES, EGG PHOSPHATE, MILK SHAKE, MINERAL WATERS, ETC. OUR SPECIALTIES, THE ICES, are delicious.

Our last year's reputation shall be maintained.

**MASSIE & MARTIN.**  
324 3m.

**DR. IMHOFF,**  
PHYSICIAN AND SURGEON,  
Rooms 6 and 7 Masonic Temple.  
Hours: 9 to 11 a. m., 2 to 4 p. m., 7 to 8 p. m.  
Prompt attention given to calls day or night. Residence, Hotel Roanoke. Telephone 150. nov7-tf

**DR. ALBERT A. CANNADAY,**  
PHYSICIAN AND SURGEON,  
Office 23 Salem avenue.  
Office hours—8-10 a. m.; 2-3 p. m.; 7-9 p. m.

**D. B. BARBOUR. D. H. MATSON.**  
**ROANOKE SANITARY PLUMBING COMPANY.**  
Practical plumbers and gas fitters. Dealers in all kinds of plumbers' and gas fitters' supplies. Estimates made on the most improved and sanitary styles of plumbing. All work guaranteed. J. P. MELHORN, superintendent, No. 10 South Jefferson street, Roanoke, Va. dec6-1yr

**A New Series of Novels.**  
PRICE 10 CENTS.

We buy them back at 5 cents. Many of them usually sell for 50 cents each. They are worth looking at.

**Nice 8-ball set Croquet, \$1.**

We are framing New Pictures daily. New subjects, new moulding. Price them.

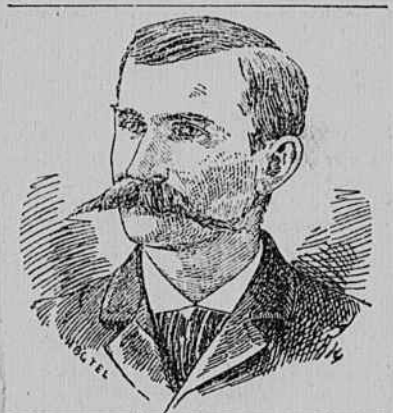
New assortment of Blank Books. Cheaper than ever.

**GRAVATT'S BOOK STORE,**  
32 Salem avenue feb23-3m

**CHAMBERS ORGAIN.**

An Officer's Statement of a Remarkable Cure.

When responsible men are willing to make public statements over their signatures there must be truth in their words. The following remarks may be verified by interviewing the author. Mr. Chambers Orgain, who is known to hundreds of our citizens, and was a faithful police officer, and appointed station-house keeper under the old city charter and reappointed by Mayor Evans under the new charter. Mr. Orgain says:



MR. CHAMBERS ORGAIN.

"I have had catarrh for years. It gave me a great deal of trouble. I was sick a great deal of the time from its effects, and for the last six months I have suffered from a continued pain in my head, back and limbs. I had no appetite, was restless at night and suffered from a fullness in my head. I felt miserable all the time and my symptoms did not change for the better, but seemed to indicate a constant tendency toward a worse condition—consumption. I resolved to consult a physician, as I became alarmed. About ten days ago I visited Dr. L. Pearce Coates, in the Herald building, and asked for an examination. He pronounced my case catarrh. I commenced treatment under him, and at this writing (March 18) the above symptoms have about disappeared and I am undoubtedly greatly relieved. For the last three nights I have slept better than I have for the last three months. I have a good appetite. I am benefited. In fact, I feel like another man."

**DR. L. PEARCE COATES.**  
Office hours: 9:30 a. m. to 1 p. m.; 2 to 5 p. m.; 7 to 9 p. m. Sundays, from 10 a. m. until 4 p. m.

TO WHOM IT MAY CONCERN:

For the past four (4) years I have had the catarrh, and after being under the treatment of Dr. L. Pearce Coates for eight weeks I now feel cured. I am willing to testify to this statement. Very truly,  
J. A. TREMBLAKE.  
In Auditor's Office, Norfolk and Western Railroad, Roanoke, Va.

**BUY THE POPULAR**

**KRANICH & BACH**

**PIANO.**

Strictly First-class.

Warranted Five Years.

Factory prices, easy payments, guaranteed by

**HOBBIE MUSIC CO.,**  
157 SALEM AVENUE,  
ROANOKE VA

**MANLY'S BOND IS ACCEPTED.**

**Huff's Determined Fight at Last Crowned With Success.**

Council Holds a Protracted Meeting at Which the Public is Allowed to Remain—Another Sewer Expert to be Consulted—The City's Excellent Financial Showing—Roanoke Bonds in Demand.

At an adjourned meeting of Council last night Messrs. Camp, Engleby, Groves, Huff, McCahan, McClelland, Ruggles, Watts, Welsh and President Buckner answered to their names at roll call.

The finance committee submitted a report, from which the following items are taken:

Appropriated, \$377,540.99; expended, \$82,051.21; balance, \$194,588.88; balance for general appropriations, \$82,680.58; balance of general appropriations made, \$39,555.78; balance in general fund, \$43,124.80.

The statement of assets, as shown by tabulated papers submitted, amount to \$716,769.30; liabilities, bonds sold and bills payable up to April 1, \$645,491.82; balance of resources over liabilities, \$71,277.40.

The committee reported that, after balancing up the financial statements for this fiscal year, the city would have a surplus of about \$40,000, of which \$15,000 is delinquent sewer and pavement assessments charged, leaving \$25,000 unappropriated, and recommended placing \$15,000 of this amount to the service of the street committee as a working fund for the street paving now contemplated.

The amount of the appropriations during the fiscal year, including bonds, is \$403,648.74. The expenditures were \$169,504.08, leaving a balance of \$234,144.66, which consists of \$194,588.88 of special appropriations, consisting of bonds, cemetery fund, etc., leaving a balance, as hereinbefore stated, of \$39,555.78.

The following additional appropriations were recommended: Fires, \$500; insurance, \$50; lights, \$1,200; paupers, \$500; public property, \$2,000; health, \$600. Total, \$4,350.

Special attention was called to the excessive expenditure on the local street account and the overrunning of the street appropriation for repairs, etc., which is \$800 per month. The board of public works was recommended to see that the appropriations were not over-run.

In regard to license the following charges were recommended: On every two-horse wagon, cart or dray for hire, with tire three inches in width, \$7; for tire 3 1/2 inches, \$7; 4 inches, \$6.50; 4 1/2 inches, \$6; 5 inches, \$5.50; 5 1/2 inches, \$5; 6 inches, \$3.75. One-horse vehicles, 3 inches, \$5; 3 1/2 inches, \$4.50; 4 inches, \$4; 4 1/2 inches, \$3.50; 5 inches or over, \$5. A rigid enforcement of the dog tax law was recommended.

The above includes the report and recommendations also of the auditor, all of which were received and adopted.

The street committee submitted a form of advertisement and specifications for street paving, which was received and adopted. The report is very lengthy and the specifications rigid and if adhered to will amply protect the city.

Mr. Huff's motion to reconsider the vote rejecting the bond of Contractor Manly was submitted to a vote and carried. Mr. Huff then moved to accept the bonds and there was a general demand for a reading of the bonds, which are as follows: Manly Manufacturing Co., \$15,000; American Bridge and Iron Works, \$5,000; Virginia Brick Co., \$2,500; M. A. Chandler, \$1,000.

Mr. Welch moved the acceptance of the bonds, which was carried by a vote of eight to two. Messrs. McCahan and Watts voting no.

Mr. Huff, of the committee on sewers, recommended that the board of public works be instructed to advertise for bids for sewer on Park street, and abutting property be taxed for its improvement.

The committee also submitted the following report from the board of public works of the summary of estimates prepared by City Engineer Dunlap:

Railroad avenue drain and sewer.....	\$7,312 00
Lick run from Campbell to Wells avenue.....	31,480 00
Lick run from Campbell street to Tinker creek.....	138,500 00
Campbell street drain extended.....	8,500 00
Franklin drain by Henry street.....	7,480 00
Outfall sewer along Tinker creek.....	46,000 00
Total.....	\$222,272 00

The board recommended the following, based on the report of Sanitary Engineer Gray, as being within the appropriation for sewers.

1. Railroad avenue down from Lick run to Trout run.....\$42,400 00
2. Extending present Trout run drain from where it crosses Salem avenue, up said avenue to Roanoke street to be a circular brick drain.....6,000 00
3. Drain from Franklin road in Commerce, Luck and Henry to Campbell street, to be also a circular brick drain.....7,480 00
4. Enlarging channel of lower Lick run to the point where main sewer enters.....10,000 00
5. Terra cotta sewer from Nicholas street to gas house, with branch to reach to end of Wells street.....3,000 00

Total.....\$79,970 00

The board further recommended that the sewer lines be built throughout the city to be connected with the present sewer lines, and that the assessment per front foot should be decided on at once and placed at \$1.

Mr. Watts addressed the council, stating that Mr. St. George, an expert engineer from Montreal, Canada, was in the city and had made certain valuable suggestions with reference to a plan of sewerage. He was highly recommended and the matter was, on his motion, referred back to the sewer committee for further investigation.

Plans for an addition to the court house were submitted and inspected, and on motion of Mr. Watts, who thought the judges and attorneys should be consulted, the following special committee was appointed to investigate and report to the council with recommendations:

At the suggestion of the first named Mr. Huff was made chairman.

W. W. O'Brien, the expert accountant, appointed to investigate the offices of city officials, submitted his report, which was received and the special committee discharged.

Mr. Engleby stated that he was agreeably surprised at the flattering financial condition of Roanoke, her resources being in excess of her indebtedness. At the beginning of last year there was a floating debt of \$20,000, and the city would enter upon the next year with a surplus. No other city can make a more favorable showing. He received daily inquiries for the bonds of the city at a premium.

Council then adjourned.

**PROGRESS OF THE SOUTH.**

**Large List of Enterprises Recently Established.**

In its issue of the 8th instant, the Manufacturers' Record of Baltimore, summarizes the chief items in its list of new enterprises for the week as follows:

A \$50,000 glass manufacturing company at Baltimore, Md.; a \$100,000 brick making company at Grover, N. C.; a \$15,000 woodworking company at Jackson, Tenn.; a \$20,000 paint company and a \$10,000 manufacturing company at Roanoke, Va.; a \$500,000 hedge and wire fence company at Ocala, Fla.; a \$1,000,000 excelsior company at Charleston, W. Va.; a \$500,000 pickling and preserving company at Wheeling, W. Va.; a \$100,000 cotton-seed oil mill company at Shreveport, La.; a \$25,000 stationery at Dallas, Texas; a \$40,000 brick works company at New Orleans, La.; a \$25,000 aluminum company at Covington, Ky.; a \$60,000 cotton-seed oil mill company at Corsicana, Texas; a \$20,000 oil and mineral company at Waveland, Ark.; a \$100,000 manufacturing company at Wheeling, W. Va.; a \$25,000 glass manufacturing company at Fairmount, W. Va.; a \$10,000 brick company at Covington, Ky.; a \$75,000 brick and clay works company at New Orleans, La.; and a \$50,000 cotton ginning company at Dallas, Texas.

**RAPIDLY RISING RIVER.**

Southern Towns All in Danger of a Freshet.

CHATTANOOGA, April 8.—[Special]—The Tennessee river has risen over twenty feet in the last forty-eight hours and is still rising six inches an hour. The rainfall in the last seventy-two hours has been 3.39 inches.

The signal service observer says that the rise will reach danger line. A manufacturer on the levee says the river will go to forty-five feet, and he advises all people living below the forty-foot line to move out. He says his mill will have to shut down to-day. Enough rain has already fallen to insure the river rising to thirty-eight feet.

The rain has wrought great havoc in North Georgia and Alabama. Water is in Broad street, the principal business thoroughfare of Rome, Ga. The country between Alabama City and Attalla, Ala., is inundated, and in the last named town the Freeman House is surrounded by water.

**HE HANGED MRS. SURRATT.**

Capt. Christian Rath Suddenly Becomes Insane in Michigan.

GRAND RAPIDS, Mich., April 8.—Capt. Chris Rath, who hanged Mrs. Surratt and the other Lincoln conspirators in Washington, was suddenly bereft of reason yesterday on the run to Jackson with the mail train. He has been mail agent for twenty years between here and Jackson, and made the latter place his headquarters. Last night it was noticed that he did not throw the mail off, and an investigation found him in the car surrounded by the bags, staring wildly at vacancy. He was propped up by Washington at the close of the war, and retained a vivid recollection of the hanging of the conspirators.

**Poisoned for Her Money.**

LANCASTER, Pa., April 8.—Ada R. Ebersole, a nineteen-year-old girl, formerly of this county, died suddenly at Dalton, Ohio, last month, and her body was brought to this county and interred. This morning A. G. Martin and J. M. Gingrich, of Bachmanville, Lebanon county, uncles of the girl, came to Lancaster to notify the district attorney of their belief that the girl had died from poison, and to ask for an investigation. She had recently inherited a considerable estate, which is believed to have prompted her murder. The body will be exhumed and examined.

**A Heavy Loss.**

BREMEN, April 8.—[Special]—Fire broke out in a shed, on East Bremen, haven quay, last night and the structure and its contents were destroyed. In the shed were stored a large quantity of general merchandise, which was to have been loaded on the British steamer Intrepid, Capt. Lewis, for New York, and 2,000 bales of cotton and 400 tons of corn out of the British steamer Bengorehead, Capt. Smith, from New Orleans. The exact amount of loss is not stated, but it is very heavy.

**Committed Suicide With Dynamite.**

WILKESBARRE, Pa., April 8.—Michael Curry, a rich contractor, of Pittston, committed suicide to-day by blowing himself to pieces with dynamite. The deed was committed in a strip of woods a short distance from his home. Curry stood on a stump of a tree, placed dynamite under him, and then ignited the explosive. Drink was the cause.

**Tragedy at Toledo.**

TOLEDO, Ohio, April 8.—George Lenhart, a carpenter, drove up to the office of Samuel Clark, a stone contractor, and, calling him out, deliberately shot him, the ball entering the right side. Clark fell to the ground, when Denhart got out of the buggy and kicked him and again shot him. Clark will die.

**CLEVELAND'S NAME CHEERED.**

**Massachusetts Democrats Elect Delegates.**

Chairman Avery Makes a Strong Address in Which He Denounces the Silver Bill—Grover Cleveland the Ideal Candidate—Hill's Name Greeted With Hisses—Platform Adopted Favoring the Nomination of Cleveland—His Administration Heartily Endorsed.

Boston, April 8.—[Special]—The Democratic State convention, for the choice of four delegates to the national Democratic convention at Chicago, met in Tremont Temple this forenoon. Three different tickets were distributed throughout the hall.

The convention was called to order by Secretary Buckley, of the Democratic committee. On motion of Charles S. Hamlin the chairman and secretary of the State committee were made the temporary officers of the convention. Hon. John W. Cumming, of Fall River, was invited to a seat on the platform upon motion of a delegate.

The committee on credentials reported that 323 towns and 28 cities were represented by 793 delegates. Hon. Edward Avery, of Baitree, was unanimously chosen permanent chairman.

Mr. Avery, on taking the chair addressed the convention at considerable length. He began by expressing the conviction that the coming election would take Massachusetts out of the column of doubtful states and make it certainly Democratic. Taking up the silver question, the speaker said:

"No Massachusetts Democrat in Boston or in Washington, in convention or in congress, hesitated to express himself on the silver question. We are thankful that the danger of the passage of the free silver coinage act seems for the present to be averted. Some of the votes which contributed to this result may have been given from pure patriotism, some from pure politics and some from pure satisfaction with the existing law. For one, I accept the result with gratitude and forego all criticism of motives."

"We are equally opposed to the existing law and proposed law. The existing law is a Republican measure and we hold the Republican party responsible for it and for all its attendant evils."

He declared that the National Democratic party is for honest money, currency of gold and silver, every dollar of which shall be of equal intrinsic value all the world over. Until this policy is modified by another national convention no man, or set of men, in congress or out of congress, can commit the party to any other policy.

Mr. Avery's address was listened to with close attention. An eulogy of Gov. Russell aroused the convention to real enthusiasm; his utterances upon tariff reform touched a popular chord and were liberally applauded, but not with heartiness. When Mr. Avery said that the next President must be a Democrat there was applause and shouts of Cleveland. The speaker attempted to proceed, but cheers were demanded for Cleveland and given with a will and a tiger. Then came a call for cheers for Hill. These were given, but with a liberal admixture of hisses. As Mr. Avery proceeded to draw the ideal candidate the convention was quick to recognize the portrait of Cleveland, and there were repeated cries of Cleveland and loud and continuous applause.

The platform was presented and read. It is a long document, but its substance on silver and the tariff is fairly outlined in Chairman Avery's speech. The last two paragraphs are as follows:

"The Democrats of Massachusetts desire again to place upon record their appreciation of and admiration for the last national Democratic administration. By its wise statemanship, fearless integrity and devotion to duty it has justly earned and received the confidence and respect of all our people. We believe that the national convention, to which we are to elect delegates, should nominate a candidate whose views upon the great public questions are strictly in accord with party principles and fully understood by the people."

"While adhering to our time honored custom, we do not specifically pledge our delegation, yet we declare our conviction that the best interests of the party and of the country demand the nomination and election of Grover Cleveland as President, and we are confident that, under his leadership, the principles of Democracy will again win a glorious victory."

The resolutions were rapturously applauded and when the name of Grover Cleveland was uttered there was great excitement. There were some hisses, but the convention was plainly in sympathy with the spirit of the resolutions.

Thos. F. Keenan, of Boston, arose amid cries of "don't kick" to offer an amendment. He was at first declared out of order, but the cry of "fair play" being raised the chairman decided that Mr. Keenan could offer his resolution as an amendment to the committee's report. It is as follows:

"Resolved, That the Democrats of Massachusetts, in convention here assembled, heartily recognize the sterling worth and grand work of the Hon. David Bennett Hill in support of those true Democratic doctrines which have preserved the Empire State of New York as the banner commonwealth of the Democracy of the nation, and that in his devotion and unyielding patriotism and loyalty to the cause of good government."

John E. Russell said he was personally responsible for the style of the resolutions and he objected to an interpolation of a stump speech into them in favor of any man. Ex-Representative Moreland, of Woburn, began by saying: "I am a Democrat." While he had every confidence in Cleveland he did believe that the Democratic party was dependent for success upon one candidate only, and he closed by

Democracy, David B. Hill, Charles S. Hamlin, of Brookline, followed with an eloquent eulogy of Cleveland. Gen. Collins was the next speaker. He said until June 21 he was for the Democratic party. There was but one Cleveland and but one Hill, but there were seven million Democrats. If he went to the national convention he should go unbound by adopting the amendment.

"You single out a man from another State and pass by the brilliant young governor of Massachusetts and you pass by Boies and Palmer and all the rest." Keenan said he did not wish to cast any reflection upon Gov. Russell and therefore he withdrew his amendment.

The resolutions were then adopted with several dissenting voices. Nominations were next in order and at 1:55 balloting began, the convention first voting that a majority should be necessary for an election. The balloting, which was done in self-registering boxes, was completed at 4:32. At 5:17 the chairman of the committee on ballots, Mr. Quincy, said that the committee had counted 1,346 straight ballots and there were also 373 scratched tickets which had not been counted, but they could not change the result as four gentlemen had a clear majority on unscratched tickets.

He suggested that the committee report the result on straight tickets and give the full ballot in the morning papers. He then gave the result as follows: Whole number ballots, 1,719. John W. Corcoran had 1,433; Patrick A. Collins, 1,316; John E. Russell, 1,160, and Albert C. Houghton, 1,049. The report of the committee was adopted, with leave to print the result of the full count.

The committee on the nomination of alternates reported the following names: John H. Sullivan, of Boston; Chas. S. Hamlin, of Brookline; Henry W. Ashley, of Westfield; William S. McNary, of Boston.

The convention adjourned at 5:35, its last action being to return thanks to the chairman.

**Condition of Lieutenant Bakus.**

NEW YORK, April 8.—Lieutenant George W. Bakus, of the United States Army, who mysteriously disappeared from the Sturtevant House several days ago, and who was turned over to his friends by the police last night in an unsteady mental condition, was under the care of a physician at the hotel this morning. He has given no account of himself, and no reasons why he went away. He will be kept quiet for a few days, during which time he may recover his mental balance.

**The Orgies Were Prearranged.**

NEW YORK, April 8.—In her defense against the disposition proceedings brought on account of Dr. Parkhurst's discoveries in her house, Mrs. Hattie Adams declared in court to-day that the orgies which the reverend gentleman witnessed was prearranged at the request of Detective Gardner, of the Society for the Prevention of Crime. Her counsel argued that this relieved her of the blame for the affair. The jury disagreed.

**Princeton's Greatest Ball Player Gone.**

PRINCETON, N. J., April 8.—A cablegram received at the college here this evening from Berlin announces the death in that city yesterday of William Edward Durrell, Durrell, who graduated with honors in the class of '89, was one of Princeton's greatest ex-ball players. He was probably the best fielder and batter that Princeton ever had. His home was in Woodbury, N. J.

**Alleged Duellists Sail for Europe.**

NEW YORK, April 8.—[Special]—Harry Vane Milbank and Hallett Alsop Borrowe sailed for Europe yesterday afternoon. Both were booked under assumed names. They return to Europe on the City of Paris.

**Found Guilty of Murder.**

ROCKVILLE, Md., April 8.—William Bond, colored, was to-day found guilty of murdering Margaret Cephas, colored, last November 23, near Unity. Sentence was suspended pending a motion for a new trial.

**Brazilians Want an Election.**

RIO JANEIRO, April 8.—A number of officers have signed a petition urging upon the vice-president the advisability of an immediate presidential election.

**The Weather.**

Forecast: For Virginia, North Carolina and South Carolina, generally fair, preceded by light showers, in North-western Virginia, high northwest winds, much colder, except stationary temperature on Carolina coast.

**TELEGRAPHIC FLASHES.**

The New Orleans rice merchants have organized a stock company with \$500,000 capital to fight the rice trust. A new rice mill will be erected, as all the present mills are in the trust. It is thought that the rice farmers will join issues with the new company to fight the trust.

Isaac Brandon, the negro who attempted an assault upon a young white lady living in Charles City county about two weeks ago, was taken from the jail of that county by a band of seventy-five masked men and hanged to a tree in the courthouse yard.

A dispatch from Hamburg states that the loss of life by the sinking of the steamer Hansa, which collided with the steamer Falkenberg, was larger than at first reported. Instead of seven, as stated, fourteen lives were lost, some of the drowned belonging to the crew, while others were passengers.

E. B. Hiller, second officer of the steamer Tennessee, was drowned in St. John's river at Dame's Point by the capsizing of a small boat.

Governor Flower, of New York, has vetoed the Cohoes election inspectors bill, over which the Democrats in the legislature have had so much trouble.

The Victor Mills, a large planing establishment situated in the heart of Shelbyville, Tenn., was totally destroyed by fire. The loss is about \$25,000.

**THE TRIAL DRAWING TO A CLOSE**

**Smith Will Probably Know His Fate Monday.**

Evidence for the Commonwealth All In—Witnesses for the Defense Being Examined—The Prosecution Has Made Out a Strong Case—A Peculiar Cross-examination—One of the Jurors Taken Ill—The Prisoner Appears Unconcerned.

As the trial of John Smith, who is accused of the murder of Peter Aliff progresses the interest manifested in it by the public increases. An hour before Judge Robertson ascended the bench the courtroom was densely crowded with spectators. There was those there partisans of Smith, hoping to see the trial take a turn favorable to the prisoner and a number of personal friends of Aliff mingled with the throng who were waiting to hear Smith's death sentence confirmed.

So far the testimony is substantially the same as was given at the previous trial and it was remarked by those who have observed the testimony of eye witnesses in murder cases that the commonwealth's evidence in this trial was remarkably unanimous.

The wife and sister of the prisoner sat on either side of him throughout the day. Smith still retains his composure and looks on as complacently as the most casual observer.

Smith's wife looks sad, but self-possessed, and she never loses a word of the evidence.

Alice Payne, who was standing in her sister's door at the time and witnessed the murder, told the same story as the Aliffs. She heard Peter Aliff say, "Lay down your pistol, Smith, and I'll fight you."

W. E. Meadow was an eye-witness to the murder, and his testimony corroborated that previously given.

Officer Merriman narrated the particulars of his arresting Smith on Tazewell street.

John Godsey was in Brown, Johnson & Co.'s hardware store on the day of the murder, and remembered that Smith came in to buy a pistol, and corroborated the testimony of H. M. Toles, which was as follows:

"At the time of this murder I was a clerk in the store of Brown, Johnson & Co. I cannot say that it was July 23, but know it was on the day of the murder that John Smith came in and asked for a 38-caliber, hammerless, pearl-handled Smith & Wesson revolver."

"There was not a pistol of that description in stock and I showed him one of the same size and make only it had rubber handles. Just as Smith was fixing to pay for the revolver he made some threatening remarks about some one, and I put the pistol back in stock and told him that I would not sell him one. He then left the store without the pistol."

This ended the testimony for the Commonwealth and court adjourned until after dinner.

John Carter, the first witness for the defense, testified that he heard George Aliff say that he had an iron rod in his hand when he run down toward Smith and could have stopped the fuss if he would. Andrew Calvin's evidence was, in substance, the same as Carter's.

Fleming Neighbors stated that he had heard George Aliff say that he had hold of Smith and had in his hand an iron rod. Mrs. Hicks was at George Aliff's house the day after Peter was killed, and heard George say that he had the rod in his hand when he had hold of Smith.

William Praator, of Bedford county, was passing and heard the shot fired, but did not see either of the parties. He saw a shirt sleeve lying at the gate which looked as if it had been torn off recently. R. H. Holland, father-in-law of the accused, saw the killing. He said that when Smith called to Peter George Aliff, Peter Aliff, Moorman Arther and Mrs. Martha Aliff all went down to Smith and commenced striking and fighting him, and that all of them had hold of him with one or both hands.

When they started from the house George Aliff said: "Come on, we will give him a good one." Holland became somewhat confused on cross examination, and it is said that his testimony is somewhat different from that which he gave at the previous trial and also before the grand jury.

Mrs. Aliff was called back on re-cross-examination by the defense and was asked,

"Do you remember on a day or so previous to the murder that an agent of some sort was at your house talking to Peter?"

"I do."

"Do you know what passed?"

"I do not."

"That's the funniest cross examination I ever heard," interposed Commonwealth's Attorney Smith.

"Lots of things seem funny now that will be very serious before the trial is over," replied A. A. Phlegar.

Frank Bell, an insurance agent, was called to the stand: "I was at George Aliff's house two or three days before the killing and was talking to Peter Aliff." Here Attorney Roy Smith objected to this evidence being introduced and the court ruled that the evidence was improper.

Mr. Phlegar said it was to show that ill-feeling existed between Aliff and Smith that this witness was introduced, and wished it understood that this would go in the bill of exceptions. The witness then stated that he saw John Smith after he was arrested at the mayor's office; noticed a knot on his forehead, some abrasions on his neck and blood running down his face. The case at this point was adjourned until 10 o'clock to-day.

In discharging the jury Judge Robertson repeated his caution of the day before, that the jury should not converse with any one on this case. The proceedings were somewhat delayed yesterday on account of a severe storm.